

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

TRUSTEES OF THE GLAZIERS,	)	
ARCHITECTURAL METAL	)	
AND GLASS WORKERS LOCAL	)	
UNION NO. 27 WELFARE AND	)	
PENSION FUNDS,	)	No. 13 CV 1280
	)	
Plaintiffs,	)	Judge Gettleman
	)	
v.	)	Magistrate Judge Soat Brown
	)	
SCHAAF GLASS CO.,	)	
An Illinois Corporation,	)	
	)	
Defendant.	)	

**MOTION FOR JUDGMENT IN SUM CERTAIN**

NOW COME the Plaintiffs, TRUSTEES OF THE GLAZIERS, ARCHITECTURAL METAL AND GLASS WORKERS LOCAL UNION NO. 27 WELFARE AND PENSION FUNDS, by and through their attorneys, and, in their Motion for Judgment in Sum Certain, state as follows:

1. On February 18, 2013, Plaintiffs filed their Complaint against Defendant seeking an ERISA fringe benefit contribution audit, and judgment for any amounts determined to be due under the audit;
2. Plaintiffs served Defendant on February 27, 2013, and Defendant voluntarily submitted to an audit for the period August 1, 2011 through December 31, 2012.
3. Plaintiffs' auditor has determined the following amounts to be due:
  - a. \$215.73 to the Pension Fund;
  - b. \$323.73 to the Welfare Fund;
  - c. \$18.63 to the Apprenticeship Fund;
  - d. \$4.05 to the S.T.A.R. Fund;
  - e. \$1.35 to the Local Political Committee;

- f. \$27.68 in Union dues;
- g. \$720.00 in audit costs. See Ex. A.

3. Defendant's Collective Bargaining Agreement mandates the assessment of fifteen percent liquidated damages on delinquent contributions, which in this case total \$88.87. See Ex. A.

4. Defendant further owes Plaintiffs \$11,660.32 in prior late payment assessments for the months of May through October 2012, and a \$740.00 discrepancy on a prior report. See Ex. A.

5. Plaintiffs' attorneys' fees and costs in this matter total \$5,150.00. See Ex. B.

WHEREFORE, for all the foregoing reasons, Plaintiffs pray for:

- A. The entry of judgment for Plaintiffs and against Defendant in the amount of \$18,951.71;
- B. Any other relief this Court deems just and equitable.

Respectfully submitted,

**TRUSTEES OF THE GLAZIERS,  
ARCHIECTURAL METAL AND  
GLASS WORKERS LOCAL UNION  
NO. 27 WELFARE AND  
PENSION FUNDS**

By: s/Andrew S. Pigott  
One of their Attorneys

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